

FILED  
U.S. DISTRICT COURT

2018 OCT 12 PM 12:01

## DISTRICT OF UTAH

Name & Number: Brian Oblad  
 Attorney Pro Se      #152451  
 Utah State Prison  
 PO Box 250  
 Draper, Utah 84020

Case: 2:18-cv-00793  
 Assigned To : Stewart, Ted <sup>PERIOD CLERK</sup>  
 Assign. Date : 10/10/2018  
 Description: Oblad v. Ramirez

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IN THE UNITED STATES DISTRICT COURT, DISTRICT OF UTAH  
CENTRAL DIVISION

OCT 10 2018

U.S. DISTRICT COURT	
<u>Brian Oblad on behalf of,</u>	)
<u>All who are Plaintiff,</u>	) Case No. _____
<u>Similarly situated</u>	)
<u>vs.</u>	)
<u>Billie Casper &amp; Lucy Ramirez</u>	) CIVIL RIGHTS COMPLAINT AND DEMAND FOR JURY TRIAL
JOHN DOES 1-10, employees at Utah State Prison, individually,	) Pursuant to 42 U.S.C. §1983
<u>STATE OF UTAH</u> Defendants.	)

## JURISDICTION

- Plaintiff Brian Oblad is a citizen of Utah, who presently resides at the Utah State Prison, P.O. Box 250, Draper, Utah 84020.
- Defendant Billie Casper is a citizen of Utah, and is employed as the Lucy Ramirez at the Utah State Prison for the Utah Department of Corrections. At the time the claim(s) alleged in this complaint arose, this defendant was acting under color of state law in that he/she is the Enhanced Food Matur at the Utah State Prison for the Utah Department of Corrections and is directly responsible for the wrongful actions alleged herein.

(2) Supporting Facts: STAFF Deny ALL CLAIMS regardless if the Wards merit or not. They delay ignore in efforts to minimize STATE LIABILITY in EFFORTS TO MINIMIZE Accountability BY officers and STAFF.

Prison STAFF will NOT Accept Any responsibility To Solve Prisoners grievances.

D. INJURY

1. How have you been injured by the actions of the defendant(s)?

When STAFF chose to IGNORE Prisoner Petitions without any EFFORTS TO resolve issues THEY create A Liberty Interest in the Form of A eighth Amendment VIOLATION OF CRUEL & UnUSUAL PUNISHMENT. THIS ALSO creates DUE PROCESS VIOLATION'S

E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

1. Have you filed other lawsuits in state or federal court that deal with the same facts that are involved in this action or otherwise relate to the conditions of your imprisonment?  
YES  / NO . If your answer is "YES," describe each lawsuit. (If there is more than one lawsuit, describe additional lawsuits on additional separate pages, using the same outline.)

- a. Parties to previous lawsuit:

Plaintiff(s): Brian Orlitz

Defendant(s): Lori Smith, STATE OF UTAH, contract Attorney ET AL.  
UNITED STATES DISTRICT COURT,

- b. Name of court and case or docket number:

J:17:cv:102

J:17:cv 95

LEGAL Access

oblad N Tamara  
grievance system

3. Defendant Bill Casper is a citizen of Utah, and is employed as the Grievance Coordinator at the Utah State Prison for the Utah Department of Corrections. At the time the claim(s) alleged in this complaint arose, this defendant was acting under color of state law in that he/she is the \_\_\_\_\_ for the Utah Department of Corrections and is directly responsible for the wrongful actions alleged herein.

4. Other Defendants by name and position, if known: Lucy Rumber  
Grievant grievance Coordinator has not made an  
effort to solve prisoner's complaints at the  
lowest possible level.

5. Defendant John Does 1-10, whose true names are unknown and when true names are ascertained the pleadings will be amended accordingly, are citizens of Utah, and are employed at the Utah State Prison. At the time the claim(s) alleged in this complaint arose, these defendants were acting under color of state law in that they are employees for the Utah Department of Corrections and are directly responsible for wrongful actions alleged herein.

6. Jurisdiction is invoked pursuant to 28 U.S.C. §1343 (3); and 42 U.S.C. §1983.

#### B. NATURE OF CASE

7. Why are you bringing this case to court? Describe the circumstances that led to the problem (include the who/what/when/where of your claims):

The grievance system is very one sided in efforts of minimizing prisoner petitions. in hopes limited the amount of lawsuits filed by prisoners here @ VTAS DEPARTMENT of Correction's, And in doing so violates my first amendment rights AS well as due process because the prison will not accept any sort of liability. The Prison STAFF who answer our grievances are employed by the STATE creating a clear conflict of interest.  
On Many occasions AFTER receiving STAFF'S ALLEGED replies I AM madder than when I FIRST found out about the issue Im going through.

Obak v Samire  
grievance system

the grievance system is very one Sided in efforts to minimize Department of Corrections Liability, (Hoskins v. Leneau 395 F.3d 372, 375 (7th Cir 2005))

As prisoners we can ONLY grieve one issue Against Prison STAFF, However For example with the contract Attorney has many issues to grieve

### C. CAUSE OF ACTION

6. Plaintiff alleges that the following constitutional rights, privileges or immunities have been violated and that the following facts form the basis for the allegations:

1. Count I: Plaintiff's Sixth Amendment and Liberty Interests to equal protection are denied by the Defendant based upon the following: the states are to for staff to Deny all claims in effort to silence prisoner's when they try to speak out against Department of Corrections

2. Count II: Plaintiff's Eighth Amendment and Liberty Interests to be free from cruel and unusual punishment have been violated by Defendants' actions in that

when prison STAFF ignore petitions filed by prisoners these are efforts to minimize complaints filed by prisoners this creates a toxic situation where prisoners rights go write out the window there needs to be change in the grievance system.

All STAFF do is Deny, Deny Deny, This is an untrustworthy Actions by defendants, Lack of transparency & out right deceptive tactics by STAFF

Other rights being violated (include amendments as appropriate): This Situation Effects our due process Rights and has a dishonest intention in mind. Personally I have been denied in my efforts to find a solution to problems with staff And basically said f\*\*\* you to hell with corrections all together!

Obstructed & denied  
grievance system

#### D. INJURY

Describe how you were injured as a result of the claims herein:

(Meriwether v. Coughlin 874 F.2d at 1064)  
Prison STAFF violate my First Amendment  
right to Petition the government for  
redress of grievances

#### E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

13. Plaintiff has not filed any other law suits in state or federal court dealing with the same facts involved in this action.

14. Plaintiff has previously sought informal or formal relief from the appropriate administrative officials regarding the acts complained of herein to no avail.

#### F. REQUEST FOR RELIEF

WHEREFORE, Plaintiff prays for the following relief:

- a) Trial by jury.
- b) That counsel be appointed to represent the Plaintiff in this action.
- c) Punitive damages in the amount of \$350,000.00, dollars
- d) Compensatory damages in the amount of 350,000.00, dollars

- e) Grant attorney fees and court costs for this action.
- f) Such other and further relief the court deems just and proper.

DATED this 9th day of September, 2018

Brian OBLAD  
Plaintiff, Attorney pro se

Court clerk

I DONT have a case #<sup>to</sup> put on these documents yet, however they are all intended to go with the grievance system

Lawsuit oblaad v. Rodriguez et al.

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U.S. DISTRICT COURT

thank you

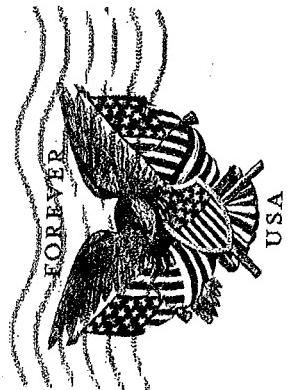
Brian Oblaad

#182451

Brian Oblad #152451  
UTAH STATE PRISON  
PO BOX 250  
DRAPER, UT 84020-0250

Inmate Name Susan Ochs

Inmate Offender Number 152451  
Inmate Housing VI-112  
Utah State Prison  
P. O. Box 250  
Draper, Utah 84020-0250



SALT LAKE CITY, UTAH  
15 OCT 1940

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Inmate Offender Number IS 245  
Inmate Housing 112  
Utah State Prison  
P. O. Box 250  
Draper, Utah 84020-0250

United States courthouse  
1 South West Temple  
Cliffs office  
Magistrate Judge

351 South West Temple  
SLC, UT 84110

W. H. D.

THE JOURNAL OF CLIMATE

SLC, UT 84101

United States Court house Clerks office  
Magistrate Judge  
251 South West Temple

